



containing a diagnosis and a statement clearly showing that the candidate's physical condition precluded his or her participation in the examination;

2. Death in the candidate's immediate family as evidenced by a copy of the death certificate;
3. A candidate's wedding which cannot be reasonably changed as evidenced by relevant documentation;
4. When required for certain persons returning from military service;  
or
5. Error by the Civil Service Commission or appointing authority.

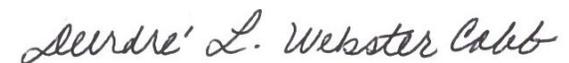
In the present matter, it is noted that the information the appellant presents does not technically meet the criteria for a make-up pursuant to *N.J.A.C.* 4A:4-2.9. However, given that the appellant provided a form from Dr. Namdari in which he indicates that the appellant is unable to sit for the subject test due to pain, a Medical Authorization form in which Dr. Namdari confirms that the appellant was unable to sit for the test on the administration date, and x-rays showing the extent of his injuries, it is appropriate to relax the governing provision on equitable grounds. Thus, the appellant should be provided with a make-up examination.

### **ORDER**

Therefore, it is ordered that this appeal be granted and the appellant be scheduled for a make-up examination.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE  
CIVIL SERVICE COMMISSION  
THE 2ND DAY OF MAY, 2018



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Chairperson  
Civil Service Commission

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